



MEMORANDUM
Harvey Ruvin
Clerk of the Circuit and County Courts
Clerk of the Board of County Commissioners
Miami-Dade County, Florida
(305) 375-5126
(305) 375-2484 FAX
www.miami-dadeclerk.com

EDPC
Agenda Item No. 6(A)

TO: Honorable Chair Lynda Bell
and Members, Economic Development and
PortMiami Committee

DATE: March 14, 2013

FROM: Christopher Agrippa
Division Chief, Clerk of the Board Division

SUBJECT: Approval of Commission
Committee Minutes

The Clerk of the Board's office is submitting the following Clerk's Summary of Minutes for approval by the Economic Development and PortMiami Committee:

February 14, 2013

CA/js
Attachment



CLERK'S SUMMARY OF Meeting Minutes

Stephen P. Clark
Government Center
111 N.W. 1st Street
Miami, FL 33128

Economic Development & Port Miami Committee

Lynda Bell (8) Chair; Javier D. Souto (10) Vice Chair; Commissioners Jose "Pepe" Diaz (12), Barbara J. Jordan (1), and Juan C. Zapata (11)

Thursday, February 14, 2013

2:00 PM

COMMISSION CHAMBERS

Members Present: Lynda Bell, Jose "Pepe" Diaz, Barbara J. Jordan, Juan C. Zapata.

Members Absent: None.

Members Late: Javier D. Souto 2:36:00 PM.

Members Excused: None.

Members Absent County Business: None.

1 Minutes Prepared by:

Report: Zorana Gainer, Commission Reporter
305-375-3570

1A INVOCATION AS PROVIDED IN RULE 5.05 (G)

1B ROLL CALL

Report: *The following staff members were present:*

~Deputy Mayor Jack Osterholt
~Assistant County Attorney Jess McCarty
~Assistant County Attorney Monica Maldonado
~Deputy Clerk Jovel Shaw
~Deputy Clerk Zorana Gainer

Chair Bell called the meeting to order and welcomed everyone.

Assistant County Attorney McCarty noted there were no changes to today's (2/14) Agenda.

It was moved by Commissioner Jordan to set today's meeting agenda. This motion was seconded by Commissioner Diaz and upon being put to a vote passed by a vote of 4-0 (Commissioner Souto was absent).

1C PLEDGE OF ALLEGIANCE**1D SPECIAL PRESENTATIONS (SCHEDULED
TO BEGIN AT 1:30 PM)**

1D1

130190 Service Awards**Rebeca Sosa**PRESENTATION OF SERVICE AWARDS TO THE
FOLLOWING EMPLOYEES:*Presented*MUSHTAQ AHMED – ITD - 30 YEARS
MERCEDES COHEN – ITD - 30 YEARS
ULMA GONZALEZ – ITD - 35 YEARS**1E DISCUSSION ITEMS****1F PUBLIC HEARINGS**

1F1

122465 Ordinance**Barbara J. Jordan,****Audrey M. Edmonson**ORDINANCE REQUIRING SUPERVISOR OF ELECTIONS
OF MIAMI-DADE COUNTY TO ALLOW REGISTERED
ELECTORS TO PICK UP AND RETURN ABSENTEE
BALLOTS ON THE SUNDAY AND MONDAY PRIOR TO
ANY PRESIDENTIAL ELECTION; CREATING SECTION
12-14.1 OF THE CODE; PROVIDING SEVERABILITY,
INCLUSION IN THE CODE AND AN EFFECTIVE DATE*Amended***Report:** *See Agenda Item 1F1 Amended; Legislative File
No. 130325.*

1F1 Amended

130325 Ordinance

Barbara J. Jordan,

Audrey M. Edmonson

ORDINANCE REQUIRING SUPERVISOR OF ELECTIONS OF MIAMI-DADE COUNTY TO ALLOW REGISTERED ELECTORS TO PICK UP AND RETURN ABSENTEE BALLOTS ON THE SUNDAY AND MONDAY PRIOR TO ANY PRESIDENTIAL ELECTION; CREATING SECTION 12-14.1 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE (SEE ORIGINAL UNDER FILE NO. 122465)

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Jordan

Seconder: Diaz

Vote: 4-0

Absent: Souto

Report: *Assistant County Attorney Jess McCarty read the foregoing ordinance into the record.*

Assistant County Attorney Oren Rosenthal noted that Commissioner Jordan had requested the following amendment to the foregoing proposed ordinance: On handwritten page 4, line five within the paragraph under Sec. 12-14.1, after the words Presidential election to add the language "for any day during which early voting is not offered by the supervisor of elections" and to delete the last sentence which reads "the Board of County Commissioners made by resolution or motion to direct the supervisor of elections to provide additional locations or hours as maybe needed to provide voting opportunities to county electors".

Chair Bell opened the public hearing; seeing no one come forward to speak, the public hearing was closed.

Ms. Penelope Townsley, Elections Supervisor, Miami-Dade County Elections Department expressed appreciation to Commissioner Jordan for considering the amendments and noted she welcomed the opportunity to provide this absentee ballot service to the voters. Ms. Townsley noted this was a manual process but challenging and would be better managed/controlled if it was centralized within the elections headquarters.

Assistant County Attorney Rosenthal explained that this ordinance would allow the Elections Supervisor to designate which locations to pick up/accept ballots at her own discretion.

Responding to Commissioner Zapata's inquiry regarding whether time limits would be set Ms. Townsley responded that traditionally this service had been offered in four hour periods which could extend to 12 hours or more.

Commissioner Zapata noted that he was supportive of the foregoing ordinance and pointed out that changing the hours maybe confusing to citizens and the hours needed to be consistent.

Ms. Townsley noted the hours would be consistent and maintained within the four hour time period blocks.

Chair Bell inquired whether this ordinance would add to the work of having to scan extra ballots and slow the counting process down or will it help the process.

Ms. Townsley, responded to Chair Bell's inquiry, noted that this was an effort to centralize the process and designate the service to be provided at election headquarters or a branch office is to prevent the delay of reporting results.

Hearing no further questions or comments, the committee proceeded to vote as amended.

1F2

122475 Ordinance**Barbara J. Jordan***Amended*

ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE THAT NO MORE THAN THREE COUNTY QUESTIONS, INCLUDING STRAW BALLOT QUESTIONS AND COMMISSIONER-SPONSORED PROPOSED AMENDMENTS TO THE HOME RULE CHARTER, SHALL APPEAR ON ANY GENERAL ELECTION BALLOT THAT INCLUDES A PRESIDENTIAL ELECTION; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Report: *See Agenda Item 1F2 Amended; Legislative File No. 130317.*

1F2 Amended

130317 Ordinance**Barbara J. Jordan**

ORDINANCE RELATING TO THE RULES OF PROCEDURE OF THE BOARD OF COUNTY COMMISSIONERS; AMENDING SECTION 2-1 OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA TO PROVIDE THAT NO MORE THAN THREE COUNTY QUESTIONS, INCLUDING STRAW BALLOT QUESTIONS AND COMMISSIONER-SPONSORED PROPOSED AMENDMENTS TO THE HOME RULE CHARTER, SHALL APPEAR ON ANY GENERAL ELECTION BALLOT THAT INCLUDES A PRESIDENTIAL ELECTION; PROVIDING AN EXCEPTION UPON A TWO-THIRDS VOTE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 122475]

Forwarded to BCC with a favorable recommendation with committee amendment(s)

Mover: Jordan

Seconder: Bell

Vote: 3-2

No: Souto, Diaz

Report: *Assistant County Attorney Jess McCarty read the foregoing proposed ordinance into the record.*

Chair Bell opened the public hearing; seeing no one come forward to speak, the public hearing was closed.

Commissioner Jordan explained the intent of the foregoing proposed ordinance. She noted that due to the situation at the last election and the commission had approved an urging to the State of Florida asking them to limit the number of questions on ballots to five. Commissioner Jordan noted there were a total of 11 questions on the last elections ballot and six of which were County related questions. She noted the commission should prioritize and determine which questions should go on the ballot in an effort to avoid contributing to the problem of long ballots.

Commissioner Diaz noted that the feedback he received from the community indicated that the amount of County related questions on the ballot was not the problem during the last election; it was the numerous State related questions that were difficult to understand. He pointed out that he was not supportive of limiting the amount of questions on the ballot and felt that the State of Florida would not limit themselves either. He further noted that if the State changed their position he would support the foregoing proposed ordinance.

Commissioner Zapata concurred with Commissioner Diaz, noting that the timing was off and he felt comfortable waiting for the State to

make a decision regarding limiting the amount of questions on the ballots. He suggested that Commissioner Jordan create an override mechanism in the event more items needed to be added to the ballot than the set amount.

Chair Bell noted that she felt it was not the number of questions on the ballot but the complex language used on the ballots; she suggested that the wording on the ballots be simplified so that everyone can understand the question. Chair Bell concurred with Commissioner Zapata noting that this should be done on a case by case basis and limits the number of questions on the ballot depending upon how many questions the State places on the ballot. She pointed out, in the event additional questions needed to be placed on the ballot, this proposal would make it impossible to do so because it would limit the amount of questions on the ballot.

Commissioner Souto noted that there were many problems during the past election and a major problem was people not reading the ballot. He suggested that the elections department do more to get more information to the community regarding the questions on the ballots before the election take place. He noted that he was not in favor of the foregoing proposed resolution.

Commissioner Jordan noted that the commission had to lead by example and if they asked the State of Florida to and reduce the number of questions/words they placed on the ballot then Miami-Dade County should already have legislation in place regarding this matter. She pointed out this was an opportunity for Miami-Dade County to set up a plan to consider the voters and that many of the items that are placed on the ballots could have been enacted administratively. She noted considering committee member's feedback she was considering withdrawing the foregoing proposed ordinance.

Chair Bell suggested that rather than withdrawing the foregoing proposed ordinance, Commissioner Jordan amend it to recommend a maximum of three questions with the exception of a simple majority override.

Commissioner Jordan concurred with Chair Bell's suggestion.

Commissioner Diaz expressed his concern regarding placing restrictions on the amount of

questions and words on ballots when the State had not made the same type of legislation. He suggested the foregoing proposed ordinance be brought back at a later date and be amended at that time.

Commissioner Jordan inquired regarding whether amending the language within the ordinance with the intent of not adding any more than three questions if a simple majority or a 2/3rd majority vote of the Board members present would be sufficient to override the set amount of questions.

Assistant County Attorney McCarty replied to Commissioner Jordan's inquiry noting that the word intent would codify the rules and intent by the Board to have a maximum of three questions on the ballot but could be overridden with a simple majority vote.

Following further discussion between committee members and Assistant County Attorney McCarty regarding whether to amend the foregoing proposed ordinance to include a simple majority or a 2/3rd majority vote as an override mechanism, the committee proceeded to vote.

1F3

130062 Ordinance**Rebeca Sosa**

ORDINANCE REGARDING RULES OF PROCEDURE OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 2-1 OF THE CODE; AMENDING COUNTY ORDINANCE NO. 12-92; DEFINING CONSENT AGENDA ITEMS; RE-ESTABLISHING A CONSENT AGENDA SECTION OF THE COUNTY COMMISSION AGENDA; ESTABLISHING AN EXCEPTION TO COMMITTEE REVIEW FOR CERTAIN CONSENT AGENDA ITEMS; CREATING SECTION 16 OF THE BOARD AGENDA PERTAINING TO ITEMS TO BE HEARD AT THURSDAY COUNTY COMMISSION MEETINGS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE

Withdrawn

Report: See Agenda Item 1F2 Substitute; Legislative File No. 130167.

1F3 SUB.

130167 Ordinance**Rebeca Sosa,****Esteban L. Bovo, Jr., Barbara J. Jordan**

ORDINANCE REGARDING RULES OF PROCEDURE OF THE CODE OF MIAMI-DADE COUNTY, FLORIDA; AMENDING SECTION 2-1 OF THE CODE; AMENDING COUNTY ORDINANCE NO. 12-92; DEFINING CONSENT AGENDA ITEMS; RE-ESTABLISHING A CONSENT AGENDA SECTION OF THE COUNTY COMMISSION AGENDA; ESTABLISHING AN EXCEPTION TO COMMITTEE REVIEW FOR CERTAIN CONSENT AGENDA ITEMS; CREATING SECTION 16 OF THE BOARD AGENDA PERTAINING TO ITEMS TO BE HEARD AT THURSDAY COUNTY COMMISSION MEETINGS; PROVIDING SEVERABILITY, INCLUSION IN THE CODE, AND AN EFFECTIVE DATE [SEE ORIGINAL ITEM UNDER FILE NO. 130062]

Forwarded to BCC with a favorable recommendation

Mover: Jordan

Seconder: Diaz

Vote: 5-0

Report: *Assistant County Attorney Jess McCarty read the foregoing ordinance into the record.*

Chair Bell opened the public hearing; seeing no one come forward to speak, the public hearing was closed.

Commissioner Jordan noted that this would help expedite the meetings and requested to be added as a co-sponsor of the foregoing ordinance,

Hearing no further questions or comments, the committee proceeded to vote.

2 COUNTY COMMISSION

3 DEPARTMENTS

4 COUNTY MAYOR

5 COUNTY ATTORNEY

6 CLERK OF THE BOARD

6A

130213 Report

APPROVAL OF CLERK'S MEETING MINUTES FOR THE
DECEMBER 12, 2012 AND JANUARY 16, 2013
ECONOMIC DEVELOPMENT AND SOCIAL SERVICES
COMMITTEE MEETING (Clerk of the Board)

Approved
Mover: Diaz
Seconder: Souto
Vote: 5-0

Report: *Assistant County Attorney Jess McCarty read the
foregoing report into the record.*

*Hearing no comments, the committee proceeded to
vote.*

7 REPORTS

7A

130091 Report

SUNSET REVIEW OF COUNTY BOARDS FOR 2013 -
FILM AND ENTERTAINMENT ADVISORY BOARD

Report Received
Mover: Diaz
Seconder: Zapata
Vote: 5-0

Report: *Assistant County Attorney Jess McCarty read the
foregoing report into the record.*

*Hearing no comments, the committee proceeded to
vote.*

8 ADJOURNMENT

Report: *There being no further business to come before the
committee, the meeting adjourned at 3:01 p.m.*